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18 *and David Jacoby*

19 **UNITED STATES DISTRICT COURT**

20 **DISTRICT OF NEVADA**

21 SNOW COVERED CAPITAL, LLC,

22 Plaintiff,

23 v.  
24 WILLIAM WEIDNER, *et al.*,

25 Defendants.

26 Case No. 2:19-cv-00595-APG-NJK

27 **STIPULATION AND ORDER TO  
EXTEND DEADLINE TO FILE  
PROPOSED JOINT PRETRIAL ORDER  
(Second Request)**

28 AND ALL RELATED MATTERS.

1 IT IS HEREBY STIPULATED AND AGREED between Plaintiff SNOW COVERED  
2 CAPITAL, LLC and Defendants ESTATE OF ANDREW FONFA, WILLIAM WEIDNER, and  
3 DAVID JACOBY, pursuant to LR 7-1, LR IA 6-1, and LR IA 6-2, by their respective counsel,  
4 that the parties shall have additional time to draft and file the Proposed Joint Pretrial Order  
5 (“*JPTO*”). This is the second request for an extension.

6 The extension is necessary because Nicholas J. Santoro, Esq. and Oliver J. Pancheri, Esq.  
7 of Santoro Whitmire, counsel for Defendants Weidner and Jacoby, are involved in a JAMS  
8 Arbitration before the Honorable Justice Mark Gibbons (Ret.), the first phase of which began on  
9 January 9, 2023 and is scheduled to continue through January 26 or 27, 2023. The timing has  
10 been discussed with counsel and the parties have agreed to a three-week extension to the current  
11 deadline, February 3, 2023, in order to allow the parties a meaningful opportunity to pare down  
12 the issues in the final JPTO.

13 On July 15, 2022, this Court ordered the parties to “confer on a schedule to conclude this  
14 case.” (ECF No. 264). The parties did confer and filed their “Response to the Scheduling Issues  
15 Raised in this Court’s July 15, 2022 Order” on August 5, 2022. (ECF No. 269). As part of that  
16 response, the parties jointly proposed a schedule relative to the drafting and filing of the  
17 Proposed Joint Pretrial Order. (*Id.* at 2). The Court approved that schedule by minute order  
18 dated August 8, 2022. (ECF No. 270).

19 On November 3, 2022, the parties submitted a “Stipulation to Extend Drafting Scheduled  
20 for the Proposed Joint Pretrial Order (First Request).” (ECF No. 276). The Court granted the  
21 stipulation on November 4, 2022 (ECF No. 277) setting the deadline for the parties to submit the  
22 JPTO on February 3, 2023. In conformity with such stipulation, the parties exchanged  
23 objections/written comments to their respective initial drafts on December 21, 2022. The parties  
24 having now exchanged both their initial drafts and subsequent objections/comments to each  
25 other’s submission, the sole remaining deadline in the Court-ordered schedule is the filing of the  
26 JPTO with the Court. The parties desire to meet and confer further for the purpose of attempting  
27 to pare down the issues in the JPTO, which are substantial. Given the schedule of the arbitration

in which counsel for Weidner and Jacoby are involved, additional time is needed for this purpose.

The parties now respectfully propose to extend the filing of the JPTO by three weeks to and including February 24, 2023. Good cause exists for the extension set forth herein. This is the second request for an extension of this deadline and is not intended to cause any delay.

This stipulation is submitted for the limited purpose of extending the above deadline and is without prejudice to any parties' rights.

Dated this 12th day of January 2023.

/s/ Oliver J. Pancheri  
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11        *Attorneys for Defendant Jody Fonfa, as executrix*  
12        *to decedent estate of Andrew Fonfa*

13        **IT IS SO ORDERED:**

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16        UNITED STATES DISTRICT JUDGE

17        Dated: January 13, 2023